

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

|                        |   |                                 |
|------------------------|---|---------------------------------|
| BENNIE RAY BROWN,      | ) | CV F 05-0153 AWI WMW HC         |
|                        | ) |                                 |
| Petitioner,            | ) | ORDER ADOPTING FINDINGS AND     |
|                        | ) | RECOMMENDATIONS RE DISMISSAL OF |
| v.                     | ) | ACTION                          |
|                        | ) |                                 |
| PEOPLE OF THE STATE OF | ) | [Doc. 13]                       |
| CALIFORNIA,            | ) |                                 |
|                        | ) |                                 |
| Respondent.            | ) |                                 |

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Petitioner is a state prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. 1 The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 72-302.

On July 24, 2006, the Magistrate Judge filed findings and recommendations herein. These findings and recommendations were served on the parties and contained notice to the parties that any objections to the findings and recommendations were to be filed within thirty days. No objections were filed.

In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C) this court has conducted a de novo review of this case. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9<sup>th</sup> Cir. 1983). Having carefully reviewed the entire file, the court finds the findings and recommendations to be supported by the record and by proper analysis.

Based on the foregoing, it is HEREBY ORDERED that:

1. The findings and recommendations issued by the Magistrate Judge on July 24, 2006, are adopted in full;
2. The Petition for Writ of Habeas Corpus is DISMISSED for Petitioner's failure to obey court orders; and
3. The Clerk of the Court is directed to enter judgment for Respondent and to close this case.

IT IS SO ORDERED.

**Dated: October 12, 2006**  
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**/s/ Anthony W. Ishii**  
UNITED STATES DISTRICT JUDGE